

STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

Docket No.  
Army176

In Re Application Of: Nikolich et al.



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/733,691	Dec. 11, 2003	not known	000041022	1653	9351

Invention: Immunogenic Compositions Including Rough Phenotype Brucella Host Strains and Complementation DNA Fragments

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
Signature

Dated: November 23, 2004

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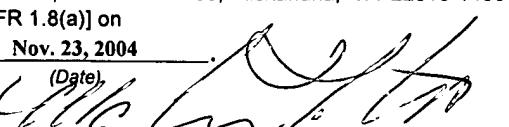
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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

Nov. 23, 2004

(Date)



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## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

NOV 26 2004

Docket Number (Optional)

Army176

Application Number

10/733,691

Applicant(s)

Nikolich et al.

Filing Date

December 11, 2003

Group Art Unit

1653

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	TRADE DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A	6,444,445	9/3/02	Nikolich et al.			

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

	B	International Search Report in parallel international application PCT/US03/39347, date of mailing August 24, 2004, 4 pages.

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.